

State of South Dakota

NINETIETH SESSION LEGISLATIVE ASSEMBLY, 2015

981W0029

HOUSE BILL NO. _____

Introduced by: _____

1 FOR AN ACT ENTITLED, An Act to allow for the direct sale of distilled spirits from artisan
2 distillers to retailers and wholesalers.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 35-13-9 be amended to read as follows:

5 35-13-9. A license issued pursuant to § 35-13-2 authorizes the sale ~~on the distillery premises~~
6 of distilled spirits produced by the artisan distillery ~~at~~ for on-sale or off-sale, ~~in total quantities~~
7 ~~not in excess of~~ and the dispensing of free samples of the distilled spirits offered for sale, on the
8 distillery premises. Notwithstanding the provisions of § 35-4-47 or 35-4-60, an artisan distiller
9 licensed pursuant to this chapter may also sell the distilled spirits produced under the license to
10 wholesalers and retailers licensed pursuant to subdivisions 35-4-2(2), (3), (4), (5), (6), (9), (11),
11 and (13). Distilled spirits sold pursuant to this section may not exceed fifty thousand gallons in
12 ~~a calendar year and the dispensing of free samples of distilled spirits offered for sale.~~ Except as
13 provided in this chapter, such sales shall comply with the provisions of Title 35.

